IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

MONDAY, THE 12TH FEBRUARY 2007 / 23RD MAGHA 1928

WP(C).No. 4498 of 2007(I)

OS.102/1997 of PRL.MUNSIFF COURT, CHERTHALA

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PETITIONER:

MATHAY, S/O.KURIAN,
KALANKERIYIL, KODAMTHURUTHU MURI,
KODAMTHURUTHU VILLAGE.

BY ADV. SRI.A.T.ANILKUMAR

RESPONDENTS:

1. PARUKUTTYAMMA, D/O.PADMAVATHYAMMA,
   KARIMAKKIL PUTHENPURAYIL,
   THEVARVATTOM MURI, THYCATTUSSERRY VILLAGE.

2. AMMINIAMMA, VARYAM VEETTIL,
   CHENGAMANAD MURI, THYCATTUSSERY VILLAGE.

3. RAJAGOPAL, VARYAM VEETTIL, DO. DO.

4. VENUGOPAL, VARYAM VEETTIL, DO. DO.

5. SHYLA, VARYAM VEETTIL, DO. DO.

6. USHADEVI, VARYAM VEETTIL, DO. DO.

7. VELAYUDHAN SUBRAMANYAN,
   SASTHAMPARAMBIL, KUMBALANGHI MURI,
   THYCATTUSSERRY VILLAGE.

8. RAGHAVAN SOMAN, PANACKAPADATHU
   KODAMTHURUTHU MURI, THURAVOOR VADAKKU VILLAGE.

9. RADHA, C/O.SREENIVASAN, CLERK,
   CHELLANAM PANCHAYATH, NEAR PANGATT,
   KUMBALANGHI P.O.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.P. Balachandran, J.

W.P.(C)No. 4498 of 2007 I

JUDGMENT

Petitioner is the plaintiff in O.S.No.102/97 on the file of the Additional Munsiff's Court, Cherthala. The prayer in the writ petition is to set aside Exhibit P2 order and to allow I.A. No.2254/06 filed in the said suit, for a direction being given to the first respondent/first defendant to furnish the names and addresses of those persons, for whose non impleadment it was contended that the suit is bad for non-joinder of parties. The first respondent has no responsibility to furnish the names and addresses of those persons. Hence, the court cannot give any such direction as prayed for and it was only in the fitness of things that, vide Exhibit P2 order, the said IA was dismissed by the court below. There is no merit in this writ petition and hence it is dismissed. This

shall not prevent the first respondent from furnishing the details, if she is willing to give, to the petitioner.

12th February, 2007 (K.P.Balachandran, Judge)

tkv